

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

<p>KEVIN EMHOFF, Plaintiff, vs. BNSF RAILWAY COMPANY, a Delaware corporation, Defendant.</p>	<p>No. CV 22-04-GF-BMM ORDER GRANTING DEFENDANT'S UNOPPOSED MOTIONS <i>IN LIMINE</i> OR, IN THE ALTERNATIVE, FOR PRELIMINARY EVIDENTIARY RULING</p>
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The Court, having reviewed Defendant BNSF's Unopposed Motions *in Limine* or, In the Alternative, For Preliminary Evidentiary Ruling, and good cause appearing therefor, it is ordered that the following Motions *in Limine* are hereby

GRANTED:

1. Argument BNSF was required to provide other lawsuits or claims against BNSF;
2. The financial standing of BNSF or Berkshire Hathaway;
3. "Sending a message" to BNSF;
4. Argument or contention that the railroad industry generally is "dangerous" or unsafe, and other statements or arguments intended to inflame the jury;
5. That BNSF was sanctioned in other cases;

6. Golden rule or “reptile” type arguments;
7. Evidence or argument related to unrecoverable damages;
8. Evidence or argument related to Plaintiff’s paid medical and hospital bills and expenses;
9. Evidence or argument regarding any discovery disputes, motions in limine and the court’s ruling on the same;
10. Testimony, evidence, or argument that BNSF’s railyards generally contain poor walking conditions;
11. The number of law firms or attorneys representing BNSF;
12. Expert reports and curriculum vitae;
13. Sequester witnesses not currently testifying;
14. Evidence or testimony that BNSF was required to report Plaintiff’s reported injury to the FRA.

DATED this 17th day of May, 2023.



Brian Morris, Chief District Judge
United States District Court